

Aug 3, 2026

The Gates Town Board held two (2) Public Hearings and its Regular Town Board meeting on Monday, August 3, 2026 at the Town Hall Meeting Room starting at 7:10PM. Those attending the meeting were as follows:

Cosmo A. Giunta	Supervisor
Christopher B. DiPonzio	Councilman
Lee A. Cordero	Councilman
Andrew M. Loughlin	Councilman
Steve Tucciarello	Councilman
John DiCaro	Town Attorney
Sarah Lobene	Town Clerk

7:10 P.M. PUBLIC HEARINGS

The Town Attorney, John DiCaro verified that the Legal Notice was published as required by law, but there was an error with the application request from Dominic Antonucci’s which was posted as a rezoning, but is actually for a conditional use permit, so it could not be heard and will be reposted properly to be heard in the September Town Board Meeting.

TO CONSIDER A CONDITIONAL USE PERMIT FOR DOMINIC ANTONUCCI TO OPERATE GLOBALSOFT ENVIRONMENT INC, LOCATED AT 837 BUFFALO RD IN A GENERAL INDUSTRIAL (GI) DISTRICT.

Supervisor Giunta apologized to Mr. Antonucci and thanked him for being so understanding and explained the application will be reposted to be heard on Tuesday, September 8, 2026 at 6:45pm

TO CONSIDER A CONDITIONAL USE PERMIT FOR AD OBADI TO OPERATE MAGIC 8 BILLARDS LOCATED AT 2270LYELL AVE IN A GENERAL BUISNESS (GB) DISTRICT.

Supervisor Giunta asked if the applicant is present?
There was no one present for the application. The Supervisor attempted to call Mr. Obadi and left a message for him to be here by 7:30 in order to be heard.
The applicant did not show in intended time frame so the application will be moved to the September Town Board meeting as well.

7:30PM REGULAR TOWN BOARD MEETING

Supervisor Cosmo Giunta welcomed everyone and called the meeting to order at 7:30 PM. He began with a moment of silent prayer followed by the Pledge of Allegiance, led by Councilman Loughlin.
He asked the board members, if they had an opportunity to review the Public Hearings and Regular Town Board Meeting minutes from Monday, July 6, 2026.

RESOLUTION 139-26

Motion by Councilman DiPonzio who moved its adoption:
Seconded by: Councilman Loughlin

Resolved, that the Gates Town Board hereby Accepts the Minutes of the Public Hearing and the Regular Town Board Meeting of Monday, July 6, 2026.

VOTE: Giunta – Aye; DiPonzio – Aye; Cordero-Abstained; Loughlin – Aye; Tucciarello-Aye
Motion Carried.

AUDIENCE PARTICIPATION

Supervisor Giunta, asked if anyone from the audience wanted to speak?

Terry Abrams, 889 Hidden Valley asked about the progress with the Town's transportation plan?

Supervisor Giunta had initially met with them about a month ago and because of the construction stuff kind of pushed that onto the back burner, but have resumed talks with them.

Ms. Abrams knows the first thing will be a public forum.

Supervisor Giunta, answered Yes, they're looking into. He's not sure if it'll make it into the next cornerstone or not, but there's going to be a little QR code that will come out and he'll also put it on the Town's website for all the residents or whoever wants to be involved with it, too to partake.

Ms. Abrams replies, that's just great, she didn't want to miss it.

Supervisor Giunta, let her know she didn't miss it and also the Town received grant money for that as well, which is great and there's a company that will come through and do it. We are in the process of transitioning back into our offices, the clerk's, supervisors, and assessors and then it'll start back up.

Supervisor Giunta, asked if anyone else from the audience wanted to speak?

Wayne France, President of the Gates Greece Lions Club wanted to say Thank You. They are celebrating 75 years of the Gates Greece Lions Club this year and it's really exciting and has been a great partnership over the years just renewed the space and working together. He has been president for the past four (4) years and has seen the ways they work together as a Public and Private entities and is so appreciative.

He invited the board members to the 75th Anniversary which they are holding at the Italian American Community Center at 150 Frank Dimino Way on Friday, September 18th 6:00pm-10:00pm. It's been 75 great years from what he understands of the previous years, he's been a part of the amazing past 4 years and some of the things they've done is brought a Medical Loan Closet to the Gates area as well as the ambulance which is very which is very useful for the community. They have seen the number of calls from Gates go up almost 100% since they've joined, it's an amazing group.

Supervisor Giunta, Thanked Mr. France for the invitation and Congratulated the Club. He then asked if anyone else from the audience wanted to speak? Hearing none, closed Audience Participation

OLD BUSINESS

None

NEW BUSINESS

CONSIDER RENEWALS OF CONDITIONAL USE PERMITS FOR THE FOLLOWING:

#1 CHINESE RESTAURANT, 2317 BUFFALO RD.; GERBER COLLISION & GLASS, 1931 LYELL AVE.; HUNAN GARDEN, 781 B SPENCERPORT RD.; IMAGINATION CHILD CARE ACADEMY, 230 COLDWATER RD; QUALITY INN, 1954 LYELL AVE.; WESTMAR PLAZA SELF-STORAGE, 2175 BUFFALO RD.; ITALIAN AMERICAN SPORTS COUNCIL, 2140 BUFFALO RD.; NEWCOMB OIL, 2960 BUFFALO RD.; TIM HORTONS TWO (2) LOCATIONS, 1508 BUFFALO RD.; 2311 CHILI AVE. FAZOOOL'S ITALIAN BISTRO, 120 PIXLEY RD.

Supervisor Giunta stated that he has reviewed the files and there are no violations against these businesses and finds no reason why the Conditional Use Permits for these businesses should not be renewed and approved on mass.

RESOLUTION 140-26

Motion by Councilman Tucciarello who moved its adoption:

Seconded by Councilman Loughlin

Resolved, that the Gates Town Board hereby approves the renewal of the Conditional Use Permits on mass for the following; #1 Chinese Restaurant, 2317 Buffalo Rd.; Gerber Collision & Glass, 1931 Lyell Ave.; Hunan Garden, 781 B Spencerport Rd.; Imagination Child Care Academy; 230 Coldwater Rd.; Quality Inn, 1954 Lyell Ave.; Westmar Plaza Self-Storage, 2175 Buffalo Rd.; Italian American Sports Council, 2140 Buffalo Rd.; Newcomb Oil, 2960 Buffalo Rd.; Tim Hortons (2) locations, 1508 Buffalo Rd. & 2311 Chili Ave.; Fazool's Italian Bistro, 120 Pixley Rd.

VOTE: Giunta – Aye; Aye; DiPonzio – Aye; Cordero-Aye; Loughlin – Tucciarello – Aye;

Motion Carried.

REVISING THE APPOINTMENT OF JOE ARGENTA FROM THE POSITION OF PERMANENT MEMBER TO THE POSITION OF ALTERNATE MEMBER OF THE GATES PLANNING BOARD

Supervisor Giunta added Joe has actually served on the Planning Board for 30 years and would a lesser role and give someone else an opportunity and would like to step down to an alternate role. He added, Joe has done a wonderful job for the Board in those 30 years and thanked him.

RESOLUTION 141-26

Motion by: Supervisor Giunta who moved its adoption

Seconded by: Councilman Cordero

Resolved, that the Gates Town Board hereby Revises the appointment of Joe Argenta from the position of permanent member to the position of alternate member of the Gates Planning Board.

VOTE: Giunta – Aye; DiPonzio – Aye; Cordero-Aye; Loughlin – Aye; Tucciarello – Aye;

Motion Carried.

APPOINTMENT OF RICK CAMPOLI TO THE POSITION OF PERMANENT MEMBER OF THE GATES PLANNING BOARD

Supervisor Giunta added, Rick has been a long-time member of the Gates Community and also has his own insurance agency. He is a wonderful gentleman and you would like to volunteer his time with the board.

RESOLUTION 142-26

Motion by: Supervisor Giunta who moved its adoption

Seconded by: Councilman DiPonzio

Resolved, that the Gates Town Board hereby Appointing Rick Campoli to the position of Permanent member of the Gates Planning Board, term to expire August 31,2030

VOTE: Giunta – Aye; DiPonzio – Aye; Cordero-Aye; Loughlin – Aye; Tucciarello-Aye;

Motion Carried.

**APPOINTMENT OF ERIN KUHN TO THE POSITION
OF FULL-TIME POLICE CLERK**

RESOLUTION 143-26

Motion by: Councilman Cordero who moved its adoption
Seconded by: Councilman DiPonzio

Resolved, that the Gates Town Board hereby Appointing Erin Kuhn to the position of Full-Time Police Clerk.

VOTE: Giunta – Aye; DiPonzio – Aye; Cordero-Aye; Loughlin – Aye; Tucciarello – Aye;
Motion Carried.

**AUTHORIZING SUPERVISOR COSMO GIUNTA AS A DELEGATE FOR THE
NYAOT LEGISLATIVE CONFERENCE & MEETING IN ALBANY
ON SEPTEMBER 22-23, 2026 WITH
COUNCILMAN STEVE TUCCIARELLO AS AN ALTERNATE**

RESOLUTION 144-26

Motion by Councilman DiPonzio who moved its adoption:
Seconded by: Councilman Cordero

WHEREAS Supervisor, Cosmo Giunta will attend the New York Association of Towns (“NYAOT”) Legislative Conference and Meeting on September 22-23, 2026; and

WHEREAS the Town of Gates benefits from having a delegate vote on what to include in NYAOT’s 2027 legislative priorities; and

WHEREAS the Town of Gates has the authority to designate any officer, employee, or representative of the town as a delegate for this meeting;

THEREFORE, BE IT RESOLVED that Cosmo Giunta be designated as a delegate for the Town of Gates, and further

BE IT RESOLVED, that in the absence of Cosmo Giunta, Steve Tucciarello be designated as the alternate delegate for the Town of Gates.

VOTE: Giunta – Aye; DiPonzio – Aye; Cordero-aye; Loughlin – Aye; Tucciarello – Aye;
Motion Carried.

**APPROVING THE WAIVING OF THE SPECIAL EVENTS PERMIT FEE
FOR APPLICANT ADAM SZELUGA FOR HOT RODS FOR HOSPICE
CAR SHOW FUNDRAISER TO BE HELD ON AUGUST 22, 2026 AT
ALVAH HALLORAN & SONS FUNERAL HOME, LOCATED AT 2125 CHILI AVE.**

RESOLUTION 145-26

Motion by Councilman Loughlin who moved its adoption:
Seconded by: Councilman Tucciarello

Resolved, that the Gates Town Board hereby Approves the waiving of the Special Event permit fee for applicant Adam Szeluga for the Hot Rods for Hospice Car Show Fundraiser event to be held on August 22, 2026 at 2125 Chili Ave. (Alvah Halloran & Sons Funeral Home).

VOTE: Giunta – Aye; DiPonzio – Aye; Cordero-Aye; Loughlin – Aye; Tucciarello – Aye;
Motion Carried.

- SCHEDULING PUBLIC HEARINGS TO CONSIDER A
CONDITIONAL USE PERMITS FOR:**
- #1. ERIC VASQUEZ TO OPERATE ERIC’S RETRO ARCADE INC., 2111 BUFFALO RD. IN A GENERAL BUSINESS (GB) DISTRICT;**
 - #2. FOR KHYBER AMAIL TO OPERTE PANORAMA MEDITERRANEAN CUISINE, 730 ELMGROVE RD. IN A NEIGHBORHOOD BUSINESS (NB) DISTRICT;**
 - #3. ROBIN GUERRIERI TO OPERATE GAME DAY BAR & GRILL, 730 ELMGROVE RD. IN A NEIGHBORHOOD (NB) BUSINESS DISTRICT**

RESOLUTION 146-26

Motion by Councilman DiPonzio who moved its adoption:
Seconded by Councilman Cordero

Resolved, that the Gates Town Board hereby Schedules Public Hearings to consider Conditional Use Permits for:
#1. Eric Vasques to operate Eric’s Retro Arcade LLC located at 2111 Buffalo Rd. in a General Business (GB) District,
#2. Khyber Amail to operate Panorama Mediterranean Cuisine located at 730 Elmgrove Rd. in a Neighborhood Business (NB) District,
#3. Robin Guerrieri to operate Game Day Bar & Grill located at 730 Elmgrove Rd. in a Neighborhood Business (NB) District
to be held on **Tuesday**, September 8, 2026 starting at 6:45pm.

VOTE: Giunta – Aye; DiPonzio – Aye; Cordero-Aye; Loughlin – Aye; Tucciarello-Aye
Motion Carried.

NEW BUSINESS OF COUNCIL MEMBERS
None

REPORTS,

**ACCEPTING THE SUPERVISOR’S REPORT FOR THE
MONTH OF JULY 2026**

WARRANTS

GENERAL

CLAIMS # A26-0580 – A26-0676	\$221,342.68
------------------------------	--------------

HIGHWAY

CLAIMS # D26-0249 - D26-0302	\$658,778.66
------------------------------	--------------

LIBRARY

CLAIMS # L26-0248 – L26-0287	\$36,548.76
------------------------------	-------------

TOTAL DISBURSEMENTS	\$2,427,975.78
----------------------------	-----------------------

TOTAL RECEIPTS	\$415,047.12
-----------------------	---------------------

Supervisor Giunta noted for the record, that the warrants for the month of July 2026 have been examined by the Town Board and signed. The Town Board also examined and approved all payroll and in-lieu of claim expenses per fund for the month.

RESOLUTION 147-26

Motion by Councilman Cordero who moved its adoption:

Seconded by Councilman DiPonzio

Resolved, that Gates Town Board hereby accepts the Supervisor’s Report for the month of July 2026 as read; and the warrants for the month of July 2026 as read.

VOTE: Giunta – Aye; DiPonzio – Aye; Cordero-Aye; Loughlin – Aye; Tucciarello-Aye
Motion Carried.

**ACCEPTING THE TOWN CLERKS REPORT FOR
THE MONTH OF JULY 2026**

The Deputy Town Clerk read the report for the month of July 2026 showing the following:

TOTAL REVENUE COLLECTED	\$38,147.95
TOTAL REVENUE TO THE SUPERVISOR	\$37,373.60
TOTAL NON-LOCAL REVENUE	\$774.35

RESOLUTION 148-26

Motion by Councilman Loughlin who moved its adoption:
Seconded by Councilman Tucciarello

Resolved, that Gates Town Board hereby accepts the Town Clerk’s report for the month of July 2026.

PERSONAL STATUS REPORT

The Deputy Town Clerk presented the Personnel Status Report for the Month of July 2026.

Additions: 2 (Library)
Terminations: 1 (Library-Retirement)
Net Change: 1

There being no further business to come before the Town Board, Councilman Tucciarello and Councilman Loughlin second to adjourn the meeting. All were in favor; motion carried.

Supervisor Giunta adjourned the meeting at 7:45 PM.

Town Clerk